

Senator Colson: Extending welcome to students and Mrs. J. C. Shoultz of Grapeland High School.

S. R. No. 436—By Senator Owen: Extending welcome to Sandra Manning et al.

S. R. No. 437—By Senator Gonzalez: Extending welcome to students and teacher of Concordia Lutheran School of San Antonio.

S. R. No. 438—By Senator Secrest: Extending welcome to students of Immanuel Lutheran School of Temple.

S. R. No. 439—By Senator Moffett: Extending Welcome to students and sponsor of Sagerton Public School.

S. R. No. 440—By Senator Baker: Extending welcome to students from staff of school paper of Reagan High School of Houston and teacher.

S. R. No. 441, By Senator Parkhouse: Extending welcome to students and teacher of Bethel Lutheran School of Dallas.

#### Adjournment

On motion of Senator Moffett the Senate at 12:27 o'clock p.m. adjourned until 10:30 o'clock a.m. on Monday, May 8, 1961.

#### SIXTY-FIRST DAY

(Monday, May 8, 1961)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Herring

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Almighty and most merciful God, Thou who has formed the mountains, filled the oceans, and spread out the heavens; be our refuge in time of trouble; by Thy spirit guide us; by Thy power protect us; and in love and mercy receive us through Jesus Christ, our Lord. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, May 5, 1961, was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Colson was granted leave of absence for today on account of illness in the family on motion of Senator Moffett.

Senator Herring was granted leave of absence for today on account of important business on motion of Senator Krueger.

#### Reports of Standing Committees

Senator Aikin submitted the following report:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 1019, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Parkhouse submitted the following reports:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 716, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water

and Conservation, to whom was referred H. B. No. 1024, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred S. B. No. 467, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 442, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 105, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 433, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Senate Concurrent Resolution 55 on  
First Reading

Senator Baker moved that Senate

Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Owen
Crump	Parkhouse
Dies	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hudson	Rogers
Kazen	Secrest
Krueger	Weinert
Lane	Willis

Absent

Hazlewood	Smith
Schwartz	

Absent—Excused

Colson	Herring
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The following resolution was then introduced, read first time and referred to the committee indicated:

S. C. R. No. 55, Granting Industrial Gas Supply Corporation permission to sue the State of Texas.

Whereas, As of June 1, 1951, Industrial Gas Supply Corporation and Ship Channel Industrial Gas Corporation, each Delaware Corporations duly permitted to transact business in the State of Texas, were the owners of all of the capital stock of City Industrial Gas Company in the proportions of Industrial Gas Supply Corporation, 55%, and Ship Channel Industrial Gas Corporation, 45% and, effective as of such date, the said City Industrial Gas Company was dissolved by its said corporate stockholders and the business then being conducted by the said dissolved corporation was continued by the said Industrial Gas Supply Corporation and the said Ship Channel Industrial Gas Corporation in their said names under the direction and operation of the said Industrial Gas Supply Corporation; and,

Whereas, As of August 1, 1954, Industrial Gas Supply Corporation acquired all properties and other assets of Ship Channel Industrial Gas Corporation, including the latter's 45%

interest in the business formerly operated in the name of City Industrial Gas Company, and the said Industrial Gas Supply Corporation continued to conduct the said business in the name of Industrial Gas Supply Corporation and as the sole owner of said business; and,

Whereas, During the year 1948 and subsequently the said City Industrial Gas Company was engaged in the business of selling gas for industrial use to industries located within the corporate limits of Houston, Texas, and also in selling gas to said City for distribution and sale by the City of Houston through the City's Magnolia Park Gas Distribution System; and the same business was subsequently continued in the name of Industrial Gas Supply Corporation and Ship Channel Industrial Gas Corporation, and later in the name of Industrial Gas Supply Corporation, as aforesaid; and,

Whereas, While the said business was being operated in the name of City Industrial Gas Company demand was made by the Comptroller of Public Accounts and the State Tax Auditor of the State of Texas that said Company pay gross receipts taxes to said Comptroller under Article 11.03, Title 122A, Taxation General, Revised Civil Statutes of Texas, 1925, as amended (formerly codified as Article 7060 of said Statutes) on receipts from the sale of gas to the City of Houston for distribution and sale by said City through the said Magnolia Park Gas Distribution System under threat of claims for penalties and interest, liens against the properties of said City Industrial Gas Company, and proceedings to collect the tax allegedly due along with penalties and interest thereon and to affix and foreclose liens against the Company's properties, and by reason thereof said gross receipts taxes on said sales were paid by the said City Industrial Gas Company, and for the same reason have since been paid by the said successors in interest of the business of the said City Industrial Gas Company (now the said Industrial Gas Supply Corporation) on said gross receipts received by the said taxpayers through the month of December, 1959; and,

Whereas, The Attorney General by Opinion No. WW-810 dated March 4, 1960, ruled that Industrial Gas Supply Corporation was not required to include receipts from the sale of gas to the City of Houston for distribution

through said City's Magnolia Park Gas Distribution System in calculating gross receipts taxable under said Article 11.03, Title 122A, Taxation General, Revised Civil Statutes of Texas, 1925, as amended; and,

Whereas, The Comptroller of Public Accounts has given Industrial Gas Supply Corporation a credit for all such taxes paid subsequently to September 1, 1959, but refuses to credit Industrial Gas Supply Corporation for such taxes wrongfully extracted prior to September 1, 1959; and,

Whereas, There is no provision of law whereby this money unlawfully extracted can be returned or recovered except through a direct appropriation by the Legislature; and,

Whereas, There is no provision of law of the State of Texas to accurately and definitely determine what amount taxes, if any, should be returned for the purpose of making such an appropriation; and,

Whereas, In order to definitely and accurately determine such matters, it is the policy of this Legislature to let a court of competent jurisdiction pass upon the same; and,

Whereas, It is the policy of the Legislature of the State of Texas to give and grant to persons and corporations the right to litigate any valid claim against the State of Texas in a court of competent jurisdiction; now, therefore, be it

Resolved, By the Senate, the House of Representatives concurring, that Industrial Gas Supply Corporation be and it is hereby granted permission to bring suit against the State of Texas in any court of competent jurisdiction in Travis County, Texas, to recover judgment against the State of Texas for all amounts of money heretofore illegally extracted, prior to September 1, 1959, from the said City Industrial Gas Company, the said Ship Channel Industrial Gas Corporation and the said Industrial Gas Supply Corporation as taxes allegedly due under the said Article 11.03, Title 122A, Taxation General, on gross receipts from the sale of gas to the City of Houston for distribution in the City's Magnolia Park Gas Distribution System and service of citation for the purposes herein granted may be made upon the State of Texas by serving the Attorney General, the State Treasurer, and the Comptroller of Public Accounts; and for such other and further relief as may be just and proper; and be it further

Resolved, That such suit may be

filed within Two (2) years from the effective date of this Resolution; and be it further

Resolved, That it is understood that the purpose of this Resolution is solely to grant permission to bring suit against the State of Texas and no admission of liability on the part of the State of Texas or of any fact is made by this Resolution.

To the Committee on Jurisprudence.

#### Motion to Re-refer House Bill 519

Senator Krueger asked unanimous consent that H. B. No. 519 be withdrawn from the Committee on Agriculture and Livestock and re-referred to the Committee on Counties, Cities and towns.

There was objection.

#### House Bill 442 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent H. B. No. 442 was ordered not printed.

#### Senate Joint Resolution 19 with House Amendments

Senator Reagan called S. J. R. No. 19 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Reagan moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hazlewood	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

Nays—1

Hardeman

Present—Not Voting

Martin

Absent

Schwartz

Absent—Excused

Colson

Herring

#### Senate Bill 431 on Second Reading

On motion of Senator Rogers and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 431, A bill to be entitled "An Act regulating the possession, transportation, and sale of live coyup (nutria) and providing for the granting of permits by the Game and Fish Commission for such possession, transportation, or sale; providing penalties; and declaring an emergency."

The bill was read second time and passed to engrossment.

#### Senate Bill 431 on Third Reading

Senator Rogers moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 431 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Herring

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Committee Substitute  
Senate Bill 212 on Second Reading**

On motion of Senator Crump and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 212, A bill to be entitled "An Act amending Section 1 of Article 3.50 of the Insurance Code, Acts 1951, 52nd Legislature, Chapter 491, as amended, relating to classes of group life insurance policies that may be delivered in this state, by adding thereto a provision for an additional class of policies for the benefit of certain employers and employees; defining and regulating wholesale, franchise and employee life insurance; and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following amendment to the bill:

Amending the Committee Substitute for Senate Bill 212 by adding to Paragraph (5) of Section 1 of said bill, an additional Paragraph (f) reading as follows:

(f) No policy may be issued (i) to insure employees of any employer whose eligibility to participate in the fund as an employer arises out of consideration directly related to the employer being a commercial correspondent or business client or patron of another employer (regardless of whether such other employer is or is not participating in the fund), or (ii) to insure employees of any employer which is not located in this state, unless the majority of the employers whose employees are to be insured are located in this state, or unless the policy is issued to the trustees of a fund established by one or more labor unions.

The amendment was adopted.

The bill as amended was passed to engrossment.

**Committee Substitute  
Senate Bill 212 on Third Reading**

Senator Crump moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 212 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Herring
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**Reports of Standing Committees**

Senator Krueger by unanimous consent submitted the following reports:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 979, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and not be printed.

KRUEGER, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 980, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and not be printed.

KRUEGER, Chairman.

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game

and Fish, to whom was referred H. B. No. 981, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and not be printed.

KRUEGER, Chairman.

Senator Parkhouse by unanimous consent submitted the following report:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred S. B. No. 466, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

PARKHOUSE, Chairman.

**House Bill 979 Ordered Not Printed**

On motion of Senator Dies and by unanimous consent H. B. No. 979 was ordered not printed.

**House Bill 980 Ordered Not Printed**

On motion of Senator Dies and by unanimous consent H. B. No. 980 was ordered not printed.

**House Bill 981 Ordered Not Printed**

On motion of Senator Dies and by unanimous consent H. B. No. 981 was ordered not printed.

**Senate Joint Resolution 6 on  
Second Reading**

On motion of Senator Parkhouse and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. J. R. No. 6, Proposing an amendment to Article VII of the Constitution of Texas by adding a section to be known as Section 3-b, providing that school taxes theretofore voted in any Independent School District, the major portion of which is within Dallas County, shall not be abrogated, cancelled or invalidated by a change in boundaries nor shall bonds voted, but unissued, at the time of such change, be invalidated by such change; authorizing the levy of taxes after such change without further

election in the district as changed; providing an exception in the case of the annexation or consolidation of whole districts; providing for an election and the issuance of a proclamation therefor.

The resolution was read second time and passed to engrossment.

**Senate Joint Resolution 6 on  
Third Reading**

Senator Parkhouse moved that the Constitutional Rule and Senate Rule 32 requiring resolutions to be read on three several days be suspended and that S. J. R. No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Herring
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The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson

Herring

(Senator Aikin in the Chair.)

## House Bill 105 Ordered Not Printed

On motion of Senator Hudson and by unanimous consent H. B. No. 105 was ordered not printed.

## Bills and Resolutions Signed

The Presiding Officer announced the signing of by the President in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions:

S. C. R. No. 33, Requesting Texas Legislative Council to study health and welfare services of State and the appointment of an Advisory Committee.

S. C. R. No. 21, Directing Texas Educational Agency, etc., to excuse students participating in 4-H work.

S. B. No. 381, A bill to be entitled "An Act amending Section 1 of Chapter 308, Acts of the 54th Legislature so as to change the name of the authority created: amending Section 2 of said chapter so as to include the cities of Haltom City, and Hurst, in the Northeast Tarrant County Water Authority; amending Section 6 of said chapter as amended so as to provide that dams and reservoirs shall be limited to the Denton Creek Watershed; amending Section 8 of said Chapter 308, Acts of the 54th Legislature to provide that certain notices may be published in a newspaper published in the authority; providing a severability clause; and declaring an emergency."

S. B. No. 131, A bill to be entitled "An Act amending Chapter 491, Acts of the 52nd Legislature, Regular Session, 1951, codified as the Insurance Code, Vernon's Texas Civil Statutes, by adding thereto a new chapter designated as 'Chapter Twenty-two'; permitting the organization of stipulated premium life insurance companies, or stipulated premium accident companies, or stipulated premium life, health and accident insurance companies; prescribing the method of organization; requiring initial capital of at least \$15,000.00 and initial surplus of \$7,500.00; regulating the investments in which such capital and

initial surplus may be made; etc., and declaring an emergency."

## Reports of Standing Committees

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred H. B. No. 995, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman.

Senator Moffett by unanimous consent submitted the following report:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Agriculture and Livestock, to whom was referred S. B. No. 400, have had the same under consideration, and was are instructed to report it back to the Senate with the recommendation that it do not pass, but that Committee Substitute adopted in lieu thereof do pass and be printed.

MOFFETT, Chairman.

C. S. S. B. No. 400 was read the first time.

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred House Bill No. 1050, have had the same under consideration and are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN, Chairman.

## House Bill 995 Ordered Not Printed

On motion of Senator Schwartz and by unanimous consent H. B. No. 995 was ordered not printed.

**House Bill 1050 Ordered Not Printed**

On motion of Senator Hazlewood and by unanimous consent H. B. No. 1050 was ordered not printed.

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
May 8, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has adopted the Conference Committee Report on House Bill No. 119 by a non-record vote.

The House has concurred in Senate amendments to H. C. R. No. 27 by a non-record vote.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives  
(President in the Chair.)

**Senate Joint Resolution 18 on  
Second Reading**

On motion of Senator Gonzalez and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. J. R. No. 18, Proposing an amendment of Article IX of the Constitution of the State of Texas, by adding thereto a new section 3A to provide for the adoption by Bexar County of a home rule charter.

The resolution was read second time.

Senator Gonzalez offered the following amendment to the resolution:

Amend S. J. R. 18, by adding to quoted Section 3a of Section 1 of the Act, a new paragraph to be numbered (6a) to read as follows:

"(6A) Nothing in this Amendment shall be construed as preventing the State Legislature from establishing civil service acts applicable to firemen and policemen of such county as that authority is presently allowed in this Constitution for municipalities, cities, and towns, providing for retirement systems in which such offices

may participate and in establishing minimum regulations for the pay of such officers and such authority as hereby specifically reserved to the Legislature."

The amendment was adopted.

Senator Gonzalez offered the following amendment to the resolution:

Amend S. J. R. 18 by striking paragraph 4 of quoted Section 3A of Section 1 of this Act and substitute in lieu thereof the following:

"4. Said Charter shall not affect either as to status, service, duties, jurisdiction or compensation of any of the following officers: Members of the Legislature, Judges of the District Courts or other District officers, the judges of the County Courts-at-Law and the Sheriff. The judicial and probate functions of the County Judge shall not in any manner be affected by such charter. The Charter shall not affect in any way the duties of the District Attorney in the enforcement of the Penal Code of this State nor his right to represent the State of Texas in civil actions brought or defended in such name. All officers having the power to penalize any citizen by fine or imprisonment shall be elected by the people unless otherwise provided by State law."

The amendment was adopted.

Senator Gonzalez offered the following amendment to the resolution:

Amend S. J. R. 18 by deleting after the word "provided" on line 62, the words "that no ad valorem property tax for any purpose shall ever be lawful for any one year which shall exceed two and one half per cent of the assessed value of the taxable property of the county," and substitute in lieu thereof:

"no ad valorem property tax shall exceed existing constitutional limits."

The amendment was adopted.

The resolution as amended was passed to engrossment.

**Record of Votes**

Senators Hardeman, Willis and Baker asked to be recorded as voting "Nay" on the passage of S. J. R. No. 18 to engrossment.

### Motion to Place Senate Joint Resolution 18 on Third Reading

Senator Gonzalez moved that the Constitutional Rule and Senate Rule 32 by requiring resolutions to be read on three several days be suspended and that S. J. R. No. 18 be placed on its third reading and final passage.

The motion was lost by the following vote:

#### Yeas—11

Aikin	Ratliff
Dies	Reagan
Gonzalez	Rogers
Hazlewood	Schwartz
Kazen	Secrest
Owen	

#### Nays—17

Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Parkhouse
Fuller	Patman
Hardeman	Smith
Hudson	Weinert
Krueger	Willis
Lane	

#### Absent

Roberts

#### Absent—Excused

Colson                      Herring

### Welcome Resolutions

S. R. No. 442—By Senator Creighton: Extending welcome to students and sponsors of Pilot Point School of Denton County.

S. R. No. 443—By Senator Hudson: Extending welcome to students and teachers of Villa Maria High School of Brownsville.

S. R. No. 444—By Senator Willis: Extending welcome to Mrs. Blanche Shunkey et al. of Fort Worth.

S. R. No. 445—By Senator Moffett: Extending welcome to students and members of the Haskell High School Band.

S. R. No. 446—By Senator Moffett: Extending welcome to students and sponsor of Holliday High School.

### Adjournment

On motion of Senator Lane the Senate at 12:10 o'clock p.m. adjourned until 10:00 o'clock a.m. tomorrow.

### SIXTY-SECOND DAY

(Tuesday, May 9, 1961)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

#### Absent—Excused

Colson                      Owen  
Herring

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Our Father, the world is overworked. We grow weary under the strain of these days. Teach us that Thou alone can supply the deepest needs of tired bodies; jaded spirits; and frayed nerves. Fix our minds on Thee; give us Thy peace, the gift of God's love. We pray in Christ's name. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

### Leaves of Absence

Senator Herring was granted leave of absence for today on account of important business on motion of Senator Krueger.

Senator Owen was granted leave of absence for today on account of important business on motion of Senator Hudson.

Senator Colson was granted leave of absence for today on account of illness in the family on motion of Senator Aikin.